

**IN THE EMPLOYMENT COURT
AUCKLAND**

**[2017] NZEmpC 8
EMPC 127/2015**

IN THE MATTER OF a challenge to a determination of the
 Employment Relations Authority

BETWEEN TERE LAWSON
 Plaintiff

AND NEW ZEALAND TRANSPORT
 AGENCY
 Defendant

Hearing: (on the basis of a memorandum of consent)

Appearances: Plaintiff in person
 G Cain, counsel for the defendant

Judgment: 31 January 2017

COSTS JUDGMENT OF JUDGE B A CORKILL

[1] In my substantive judgment of 13 December 2016, I reserved all issues as to costs, and invited the parties to confer both with regard to this costs proceeding, and with regard to a challenge as to costs brought by Mr Tere Lawson.¹

[2] The parties have done so and have filed a consent memorandum which records their agreement on costs issues.

[3] Accordingly, by consent I order:

- a) The Employment Relations Authority's determination with regard to costs is set aside, and this decision of the Court stands in its place under s 183(2) of the Employment Relations Act 2000.² Accordingly,

¹ *Lawson v New Zealand Transport Agency* [2016] NZEmpC 165 at [325] and [326].

² *Lawson v New Zealand Transport Agency* [2015] NZERA Auckland 173.

Mr Lawson no longer has an obligation to pay the New Zealand Transport Agency the sum of \$33,000 in costs.

- b) The sum of \$17,500 paid into Court by Mr Lawson pursuant to the order to that effect of Judge Inglis of 29 September 2015 is to be paid out to Mr Lawson as soon as possible.³

[4] This judgment resolves all outstanding issues between the parties in this Court.

B A Corkill
Judge

Judgment signed at 11.35 am on 31 January 2017

³ *Lawson v New Zealand Transport Agency* [2015] NZEmpC 25 at [8].